

CITY ORDINANCE NO. CO-149-2022

AN ORDINANCE OF THE LAFAYETTE CITY COUNCIL DECLARING THE DOWNTOWN SIDEWALKS/CURB/OVERLAY, PHASE II PROJECT A PUBLIC NECESSITY AND AUTHORIZING THE ACQUISITION OF THE NECESSARY RIGHTS-OF-WAY, IMMOVABLE PROPERTY AND OTHER PROPERTY RIGHTS REQUISITE TO THE CONSTRUCTION OF SAID PROJECT, EITHER ON AN AMICABLE BASIS OR THROUGH THE USE OF THE EXPROPRIATION PROCESS, IF NECESSARY

BE IT ORDAINED by the Lafayette City Council, that:

WHEREAS, the Lafayette City Council has declared the Downtown Sidewalks/Curb/Overlay, Phase II Project (hereinafter referred to as “Project”) a public necessity; and

WHEREAS, the public purpose to be served by the construction of said project is to provide for downtown sidewalk improvements including, but not limited to, installing ADA ramps, sidewalks, driveways, curbing, parking bulb-outs, and subsurface drainage; and

WHEREAS, the project limits are shown on the attached Exhibit “A” for the Project and is generally the limits of the ADA improvements; and

WHEREAS, design work is progressing to a point wherein it is determined that certain tracts of land or portions thereof will be required for construction of the Project.

NOW, THEREFORE, BE IT FURTHER ORDAINED by the Lafayette City Council, that:

SECTION 1: All of the aforescribed “Whereas” clauses are adopted as part of this ordinance.

SECTION 2: The Lafayette Mayor-President is hereby authorized to acquire such land, immovable property, rights-of-way, servitudes, or other property rights as are determined to be necessary under good engineering standards to provide for the construction of said project; and he is authorized to do so on an amicable basis or by the proper use of the power of expropriation granted to municipalities under applicable State law. In pursuing said land, immovable property, right-of-way acquisitions, he is authorized to acquire said land, immovable property, right-of-way and to settle the matters thus presented, on such terms and conditions as he shall deem proper and in the best interest of the Lafayette City-Parish Consolidated Government.

SECTION 3: All ordinances or resolutions, or parts thereof, in conflict herewith are hereby repealed.

SECTION 4: This ordinance shall become effective upon signature of the Lafayette Mayor-President, the elapse of ten (10) days after receipt by the Lafayette Mayor-President without signature or veto, or upon an override of a veto, whichever occurs first.

* * * * *



LAYOUT MAP



RECEIVED

AUG 25 2022

Internal Memorandum

Lafayette Consolidated Government
Chief Administrative Officer

Public Works Department
Director's Office (5200)

TO: Cydra Wingerter

DATE: August 23, 2022

FROM: Chad Nepveaux

SUBJECT: **Downtown Sidewalks/Curb/Overlay, Phase II Project – Public Necessity**
Agenda Item

Plans for the referenced project have reached a point where it is in order to have an ordinance declaring public necessity adopted to begin negotiations for acquisition of rights-of-way. The project consists of installing ADA ramps, sidewalks, driveways, curbing, parking bulb-outs, and subsurface drainage.

If you approve, please place this on the City Council agenda to be introduced on Tuesday, September 20, 2022.

A handwritten signature in blue ink, appearing to read 'Chad Nepveaux', written over a horizontal line.

Chad Nepveaux
Director of Public Works

JCN/lv

Attachment: Agenda Item Submittal Packet

cc: Jared Veazey
Scott Joubert
Project File #1552

1) JUSTIFICATION FOR REQUEST: An ordinance of the Lafayette City Council
declaring the Downtown Sidewalks/Curb/Overlay, Phase II Project a public necessity and
authorizing the acquisition of the necessary rights-of-way, immovable property and other
property rights requisite to the construction of said project, either on an amicable basis or
through the use of the expropriation process if necessary

3) REQUESTED ACTION OF COUNCIL:

B) FINAL ADOPTION: October 4, 2022

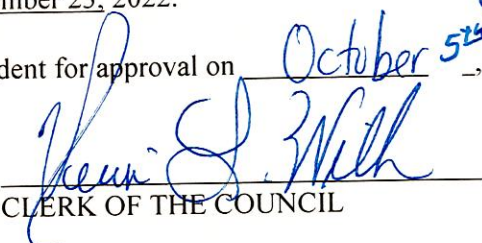


D) Vicinity Map (1 page)

X	No Fiscal Impact


DIRECTOR OF PUBLIC WORKS

Cynthia W. Zierker
CHIEF ADMINISTRATIVE OFFICER

DISPOSITION OF ORDINANCE NO. CO-149-2022

1. This ordinance was introduced: September 20, 2022
YEAS: Lewis, Naquin,
Hebert, Cook, Lazard
NAYS: None
ABSENT: None
ABSTAIN: None
- Final disposition by Council:
October 4, 2022
YEAS: Lewis, Naquin,
Hebert, Cook, Lazard
NAYS: None
ABSENT: None
ABSTAIN: None
2. Notice of Public Hearing: This ordinance was published by Title and Notice of Public Hearing was published in the Advertiser on September 23, 2022.
3. This ordinance was presented to the Mayor-President for approval on October 5th, 2022, at 9:30 o'clock 2 .m.

CLERK OF THE COUNCIL
4. Disposition by Mayor-President:
I hereby:
A. Approve this ordinance, the 5 day of OCTOBER, 2022, at 1:45 o'clock P .m.
B. Veto this ordinance, the _____ day of _____, 2022, at _____ o'clock ____ .m., veto message is attached.
C. Line item veto certain items this _____ day of _____, 2022, at _____ o'clock ____ .m., veto message is attached.

MAYOR-PRESIDENT
5. Returned to Council Office ~~with~~/without veto message on October 6, 2022, at 3:43 o'clock P .m.
6. Reconsideration by Council (if vetoed):
On _____, 2022, the Council did/refused to adopt this ordinance after the Mayor-President's veto.
7. Returned to the Council Office without signature of Mayor-President (*unsigned*) on _____, 2022, at _____ o'clock ____ .m.
If not signed or vetoed by the Mayor-President, and ten days have elapsed since this ordinance was presented to him for action, same has been automatically approved.

ASST. CLERK OF THE COUNCIL
8. Full publication of this ordinance was made in the Advertiser on October 7, 2022.

